

App. No. : 10/632,556  
Filed : 8/1/2003

### **REMARKS**

Applicant respectfully requests the Examiner to reexamine and reconsider this application, as amended. Claims 2-28 are currently pending in this application. Claim 1 has been cancelled without prejudice. New Claims 2-28 have been added to more fully and adequately claim the subject matter which Applicant regards as the invention. Each of the Examiner's objections is addressed below:

#### **Claim Rejections - 35 U.S.C. § 112**

The Examiner rejected Claim 1 under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which Applicant regards as the invention. Claim 1 has been cancelled and replaced with new Claims 2-28, which Applicant believes are in compliance with 35 U.S.C. § 112.

#### **Claim Rejections - 35 U.S.C. § 102(e) - Weston**

The Examiner rejected Claim 1 under 35 U.S.C. § 102(b) as being anticipated by US 2004,0092311 A1 to Weston. Applicant has cancelled Claim 1 and so the rejection is moot. Applicant notes, however, that Weston is not considered prior art under 102(e) because of Applicant's filing date of August 1, 2003 and the claimed priority date of August 1, 2002. Accordingly, Applicant respectfully submits that Claims 2-18 are patentable over Weston.

#### **Claim Rejections - 35 U.S.C. § 102(e) - Goldberg**

The Examiner rejected Claim 1 under 35 U.S.C. § 102(b) as being anticipated by US Pat. No. 6,526,158 to Goldberg. Applicant has cancelled Claim 1 and so the rejection is moot. However, Applicant respectfully disagrees with the Examiner's characterization of Goldberg. Goldberg discloses a method for obtaining personalized photographic images of patrons in an entertainment venue, such as a theme park. The system employs a unique machine-readable identification tag located in a device such as a card, pin, or bracelet, which is attached to the patron. The identification tag is decoded by a reader positioned at various locations within the entertainment venue. This identification information is matched with electronic images of the patron carrying the identification tag that are captured by digital cameras. The electronic images along with the matched patron identities are collected at a storage device and can be viewed later

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by the patron. Goldberg does not disclose a game where play participants are challenged to find and interact with game consoles to advance in a game. The disclosure referenced by the Examiner on column 28 describes the steps of task-directed image capture whereby patrons are requested or directed to do certain tasks or assume certain poses for purposes of creating and capturing desired photo-images.

Accordingly, Applicant respectfully submits that Claims 2-18 are patentable over Weston.

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**CONCLUSION**

In view of the foregoing amendments and remarks, Applicant respectfully requests that this application, as amended, is in condition for allowance and such action is earnestly requested. If the Examiner has any questions or suggestions concerning the amended claims or this response she is respectfully urged to contact the undersigned at the number indicated below.

Respectfully submitted,  
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Response - Amendmen  
036-1330/jb